## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

IN RE: ABBOTT LABORATORIES, ET AL., PRETERM INFANT NUTRITION PRODUCTS LIABILITY LITIGATION

**MDL NO. 3026** 

Master Docket No. 1:22-cy-00071

This Document Relates to:

Hon. Rebecca R. Pallmeyer

**ALL ACTIONS** 

## STIPULATION REGARDING PROPOSED TRIAL DATES

WHEREFORE, the Parties have reached an agreement regarding proposed dates for the commencement of the first four bellwether trials, to the extent such cases survive dispositive motions;

WHEREFORE, the Parties submit this stipulation reflecting their agreement for the Court's consideration, in response to the Court's orders [ECF Nos. 558, 560];

WHEREFORE, the Parties respectfully ask the Court to schedule the first four bellwether trials to commence as follows:

- 1. **May 5, 2025**: Ericka Mar, as Administratrix of the Estate of RaiLee Mar v. Abbott Laboratories, Case No. 1:22-cv-00232
- 2. **August 11, 2025**: Keosha Diggs, Individually and as Parent and General Guardian of K.B. (Kamari Brown) v. Abbott Laboratories, Case No. 1:22-cv-05356
- 3. **November 3, 2025**: Rebekah Etienne & Deondrick Brown, Sr. v. Abbott Laboratories, Case No. 1:22-cv-02001
- 4. **February 2, 2026**: *Inman v. Mead Johnson & Company, LLC, et al.*; Case No. 1:22-cv-03737

The Parties will be available, as needed, to discuss any questions the Court may have at the next Status Conference.

Dated: October 4, 2024

By: /s/ Timothy J. Becker
Timothy J. Becker
JOHNSON BECKER, PLLC
444 Cedar Street
Suite 1800
St. Paul, MN 55101
Telephone: (612) 436-1800
tbecker@johnsonbecker.com
CO-LEAD COUNSEL

By: /s/ C. Andrew Childers
C. Andrew Childers
LEVIN, PAPANTONIO, RAFFERTY,
PROCTOR, BUCHANAN, O'BRIEN,
BARR & MOUGEY, P.A.
316 S. Baylen Street, Sixth Floor
Pensacola, FL 32502
Telephone: (850) 435-7000
achilders@levinlaw.com
CO-LEAD COUNSEL

By: /s/ Wendy R. Fleishman
Wendy R. Fleishman
LIEFF, CABRASER, HEIMANN &
BERNSTEIN, LLP
250 Hudson Street, 8th Floor
New York, NY 10013-1413
Telephone: (212) 355-9500
wfleishman@lchb.com
CO-LEAD COUNSEL

By: /s/ Jose M. Rojas
Jose M. Rojas
LEVIN, ROJAS, CAMASSAR & RECK,
LLC
40 Russ Street
Hartford, Connecticut 06106
Telephone: (860) 232-3476
rojas@ctlawyer.net

Respectfully Submitted,

By: /s/ Ed Carter
James F. Hurst, P.C.
KIRKLAND & ELLIS LLP
300 North LaSalle
Chicago, IL 60654
312.862.5230
Email: james.hurst@kirkland.com
LEAD COUNSEL

Edward M. Carter (admitted pro hac vice) JONES DAY 325 John H. McConnell Boulevard Columbus, OH 43215 614.281.3906 emcarter@jonesday.com

Counsel for Defendant Abbott Laboratories, Inc.

By: /s/ Rachel M. Cannon
Anthony J. Anscombe
Rachel M. Cannon
STEPTOE & JOHNSON LLP
227 West Monroe, Suite 4700
Chicago, IL 60606
312.577.1270
312.577.1370 (fax)
aanscombe@steptoe.com
rcannon@steptoe.com
LEAD COUNSEL

Elyse D. Echtman STEPTOE & JOHNSON LLP 1114 Avenue of the Americas New York, NY 10036 212.506.3900 eechtman@steptoe.com

#### **CO-LEAD COUNSEL**

By: /s/ Diandra "Fu" Debrosse Zimmerman Diandra "Fu" Debrosse Zimmermann DICELLO LEVITT GUTZLER LLC 420 20th Street North, Suite 2525 Birmingham, Alabama 35203

Phone: 205-855-5700 fu@dicellolevitt.com CO-LEAD COUNSEL

By: /s/ Elizabeth A. Kaveny Elizabeth A. Kaveny, Esq. KAVENY + KROLL, LLC 130 E. Randolph Street, Suite 2800 Chicago, Illinois 60601 Phone: 312-761-5585 elizabeth@kavenykroll.com PLAINTIFFS' LIAISON COUNSEL By: /s/ Paul W. Schmidt
Phyllis A. Jones
Paul W. Schmidt
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street NW
Washington DC 20001

Attorneys for Defendants Mead Johnson & Co., LLC and Mead Johnson Nutrition Company

## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

IN RE: ABBOTT LABORATORIES, ET AL., PRETERM INFANT NUTRITION PRODUCTS LIABILITY LITIGATION

**MDL NO. 3026** 

Master Docket No. 1:22-cv-00071

**This Document Relates to:** 

Hon. Rebecca R. Pallmeyer

**ALL ACTIONS** 

#### **NOTICE OF FILING**

PLEASE TAKE NOTICE that on **October 4, 2024**, Defendants Abbott Laboratories and Abbott Laboratories, Inc. filed the attached STIPULATION REGARDING PROPOSED TRIAL DATES with the United States District Court Northern District of Illinois.

DATED: October 4, 2024 Respectfully submitted,

/s/ Ed Carter

Edward M. Carter (admitted pro hac vice) JONES DAY 325 John H. McConnell Boulevard Columbus, OH 43215 614.281.3906 emcarter@jonesday.com

Counsel for Defendant Abbott Laboratories, Inc.

# **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing STIPULATION REGARDING PROPOSED TRIAL DATES was electronically filed with the Clerk of Court using CM/ECF this 4th day of October 2024. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notice of Electronic Filing generated by CM/ECF.

/s/ Ed Carter